

FELIX S. LEE (CSB No. 197084)
flee@fenwick.com
CHRISTOPHER J. STESKAL (CSB No. 212297)
csteskal@fenwick.com
CASEY O'NEILL (CSB No. 264406)
coneill@fenwick.com
CLAIRE MENA (CSB No. 339324)
cmena@fenwick.com
FENWICK & WEST LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041
Telephone: 650.988.8500
Facsimile: 650.938.5200

JOHN D. TENNERT III (Nevada Bar No. 11728)
jtennert@fennemorelaw.com
WADE BEAVERS (Nevada Bar No. 13451)
wbeavers@fennemorelaw.com
FENNEMORE CRAIG, P.C.
7800 Rancharrah Parkway
Reno, NV 89511
Telephone: 775.788.2212
Facsimile: 775.786.1172

Attorneys for Plaintiff
TETSUYA NAKAMURA

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

TETSUYA NAKAMURA,
Plaintiff,

v.

SUNDAY GROUP INCORPORATION, SGI
TRUST, TOSHIKI (TODD) MITSUISHI,
JAMES PACK and KARL ROLLER,
Defendant.

Case No.: 2:22-cv-01324-MMD-EJY

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME TO
RESPOND TO COMPLAINT AND
BRIEFING SCHEDULE ON MOTION
TO DISMISS (SECOND REQUEST)**

Plaintiff Tetsuya Nakamura and Defendants Sunday Group Incorporated, SGI Trust,
Toshiki (Todd) Mitsuishi and James Pack (collectively, "Defendants"), by and through counsel,
hereby stipulate as follows:

Whereas Defendants filed their Answer and Counterclaim on May 8, 2023 (ECF No. 47), in which all Defendants answered the Complaint and two defendants, Sunday Group Incorporated and Toshiaki (Todd) Mitsuishi (“Counterclaimants”), alleged four causes of action against Dr. Nakamura;

WHEREAS, Dr. Nakamura’s response to the Counterclaim is currently due on July 7, 2023;

WHEREAS, Dr. Nakamura intends to move to dismiss certain causes of action in the Counterclaim;

WHEREAS, a key member of the plaintiffs’ counsel team working on the motion to dismiss has suffered an injury that will require a medical leave;

WHEREAS, the parties now having conferred on scheduling matters have agreed to a revised schedule for Dr. Nakamura’s contemplated motion(s) to dismiss;

WHEREAS, this is the second stipulation for extension of time to respond to the Counterclaim;

IT IS ACCORDINGLY STIPULATED, pursuant to Civil L.R. 6-1 and 6-2, by and between the undersigned counsel for the parties, that:

1. The deadline for Dr. Nakamura to move, answer, or otherwise respond to the Counterclaim is July 21, 2023;
2. In the event Dr. Nakamura moves to dismiss the Counterclaim, Counterclaimants shall file an opposition to Dr. Nakamura’s motion(s) on or before August 21, 2023;

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3. In the event Dr. Nakamura moves to dismiss the Counterclaim, Dr. Nakamura shall file any replies to Counterclaimants opposition(s) to the motion(s) to dismiss on or before September 11, 2023.

Dated: July 3, 2023

FENWICK & WEST LLP

By: /s/Felix S. Lee

Felix S. Lee
Christopher J. Steskal
Casey O'Neill
Claire Mena

and

FENNEMORE CRAIG, P.C.

By: /s/John D. Tennert

John D. Tennert III (Nevada Bar No. 11728)
Wade Beavers (Nevada Bar No. 13451)

Attorneys for Plaintiff
TETSUYA NAKAMURA

Dated: July 3, 2023

CLYDE SNOW & SESSIONS LLP

By: /s/Timothy R. Pack

Timothy R. Pack

Attorneys for Defendants
SUNDAY GROUP INCORPORATED,
SGI TRUST, TOSHIKI (TODD) MITSUISHI
AND JAMES PACK

ORDER

IT IS SO ORDERED:

THE HONORABLE ELAYNA J. YOUCHAH
UNITED STATES MAGISTRATE JUDGE
DATED: _____